## UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

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Plaintiff,		
v. JOHN S. RUBITSCHUN and BARBARA S. SAMPSON,		Case No. 10-CV-12348 Honorable Patrick J. Duggan
Defendants.	/	

## ORDER TRANSFERRING CASE TO THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MICHIGAN

At a session of said Court, held in the U.S. District Courthouse, Eastern District of Michigan, on July 6, 2010.

## PRESENT: THE HONORABLE PATRICK J. DUGGAN UNITED STATES DISTRICT COURT JUDGE

Before the Court is Plaintiff Samuel Rani Hill's *pro se* civil rights complaint brought pursuant to 42 U.S.C. § 1983. Plaintiff is a Michigan prisoner currently confined at the St. Louis Correctional Facility in St. Louis, Michigan. In his complaint, Plaintiff raises a parole board interview issue. The named defendants are John S. Rubitschun, Chairman of the Michigan Parole Board, and Barbara Sampson, Member of the Michigan Parole Board, both residing in Lansing, Michigan.

The proper venue for civil actions in which jurisdiction is not based on diversity of citizenship is the judicial district where: (1) any defendant resides if all defendants reside in

the same state; (2) a substantial part of the events or omissions giving rise to the claim

occurred or a substantial part of the property in question is situated; or (3) any defendant may

be found if there is no other district in which plaintiff may bring the action. 28 U.S.C. §

1391(b). Public officials "reside" in the county where they serve. See O'Neill v. Battisti, 472

F.2d 789, 791 (6th Cir. 1972). Pursuant to 28 U.S.C. § 1404(a), a district court may transfer

a civil action to any other district where it might have been brought for the convenience of

the parties and witnesses, in the interest of justice.

Having reviewed the complaint, the Court finds that the United States District Court

for the Western District of Michigan is a more appropriate forum for this action. Defendants

reside in Ingham County for purposes of the present complaint. Ingham County lies in the

Southern Division of the Western District of Michigan. See 28 U.S.C. § 102(b).

Accordingly, the Court **ORDERS** the Clerk of the Court to transfer this case to the

United States District Court for the Western District of Michigan. 28 U.S.C. §§ 1391(b) and

1404(a).

S/PATRICK J. DUGGAN

UNITED STATES DISTRICT JUDGE

Copy To:

Samuel Hill, #464961

St. Louis Correctional Facility

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